PROPOSED STANDARD

.01 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "HVAC system" means the collective components of a mechanical heating, ventilation and air conditioning system for any indoor space.

(2) Indoor Workplace. "Indoor Workplace" means areas such as, but not limited to, offices, schools, commercial establishments, and public assembly areas. It does not include areas such as residences, mobile worksites, construction worksites and hotel and motel sleeping rooms.

(3) "Negative Pressure." A condition that exists when less air is supplied to a space than is exhausted, so that the air pressure within that space is less than in surrounding areas.

(4) "Smoking" means to use or carry any burning:

(a) Cigar;

(b) Cigarette;

(c) Pipe; or

(d) Other tobacco product of any kind.

10898537

2046356041

Source: https://www.industrydocuments.ucsf.edu/docs/tlbk0000

.02 Exclusions. This regulation does not apply to:

A. A tobacconist establishment that engages primarily in the sale of tobacco and tobacco-related accessories;

B. A vehicle, when used in the course of employment and occupied by only one person;

C. A facility used primarily as a private residence;

D. Tobacco warehouses; and

E. Scientific research.

.03 Employer Requirements. Employers shall:

A. In consultation with employees through committee or other similar means, adopt an indoor workplace smoking policy.

(1) Depending upon the configuration of the particular indoor workplace and employee preferences, the smoking policy may:

(a) permit smoking in common work areas and/or in private offices;

(b) require the simple separation of smokers and nonsmokers;

(c) establish physically separate smoking and nonsmoking areas; or

(d) restrict smoking to designated areas.

2046356042

Source: https://www.industrydocuments.ucsf.edu/docs/tlbk0000

(2) For those indoor workplaces that are open to the public, the smoking policy may also accommodate the preferences of smoking and nonsmoking customers.

B. Post appropriate signs providing reasonable notice of the smoking policy and its requirements.

C. Ensure that nonsmoking employees are not required to enter smoking areas in the performance of normal work activities while smoking is taking place.

.04 Designated Smoking Areas.

A. If smoking is restricted to designated smoking areas:

(1) Smoking shall be allowed only in clearly posted, designated smoking areas; and

(2) Smoking areas shall operate with existing HVAC equipment at full capacity and where practicable under negative pressure with respect to adjoining indoor spaces.

B. Designated smoking areas shall be adequately ventilated in accordance with applicable building codes and standards.

C. The employer shall periodically inspect the HVAC system serving the smoking area to ensure that the system is operating as intended.

2046356043

Source: https://www.industrydocuments.ucsf.edu/docs/tlbk0000

.05 Nothing in this Chapter shall be construed to:

A. Require an employer to provide a designated smoking area as permitted by Regulation .04; or to

B. Prevent an employer from adopting a smoking policy in areas not covered by this Chapter or, in consultation with employees, from prohibiting smoking.

2046356044

Source: https://www.industrydocuments.ucsf.edu/docs/tlbk0000